

IFW



PATENT
Customer No. 22,852
Attorney Docket No. 09812.0125-00000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
Michihiro OHNISHI et al.) Group Art Unit: 1645
Application No.: 10/574,214) Examiner: Not Yet Assigned
Filed: April 17, 2007)
For: METHOD FOR PRODUCING) Confirmation No.: 7919
BIOASSAY PLATE BY STACKING)
TWO SUBSTRATES TOGETHER)
AND BIOASSAY PLATE)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicants bring to the attention of the Examiner the documents on the attached listing. This Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits.

Copies of the listed foreign and non-patent literature documents are attached. A copy of the U.S. publication is not attached.

Also attached is a copy of an English translation of a Written Opinion in the PCT international application, from which this national phase U.S. application is derived. The references cited were submitted along with an Information Disclosure Statement filed on March 31, 2006.

Applicants respectfully request that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

Japanese Patent Publication Nos. H04-505763 and H10-503841 are both cited on page 1 of the specification. Also Japanese Patent Publication No. H04-505763 relates to International Patent Publication No. WO 90/15070 and Japanese Patent Publication No. H10-503841 relates to U.S. Patent No. 5,807,522.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and Applicants determine that the cited documents do not constitute "prior art" under United States law, Applicants reserve the right to present to the office the relevant facts and law regarding the appropriate status of such documents.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: September 17, 2007

By:


Michael R. Kelly
Reg. No. 33,921